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PATENT  
0649-0679P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Tsuneo SATO et al. Conf.: 9732  
Appl. No.: 09/256,368 Group: 2672  
Filed: February 24, 1999 Examiner: C. HARRISON  
For: COLOR CHARACTERISTIC DESCRIPTION  
APPARATUS, COLOR MANAGEMENT APPARATUS,  
IMAGE CONVERSION APPARATUS AND COLOR  
CORRECTION METHOD

SECOND PETITION TO WITHDRAW ABANDONMENT  
SINCE REPLY WAS TIMELY FILED

RECEIVED  
JAN 16 2003  
Technology Center 2600

Assistant Commissioner for Patents  
Washington, DC 20231

December 9, 2002

Sir:

This is the second response to the Notice of Abandonment mailed July 10, 2002, which issued in connection with the above-identified application, this is a Petition to withdraw the "abandonment status" of the present application, since a Reply was timely filed on September 4, 2001. The first Petition to withdraw the "abandonment status" of the present application was filed on July 25, 2002. As evidence of the fact that a Reply was timely filed, enclosed herewith are the following:

- a copy of the Reply filed September 4, 2001; and
- a copy of the postcard receipt which was date-stamped on September 4, 2001.

It is requested that the abandonment status of the present application be immediately removed so that prosecution may resume with full consideration and entry into the record of the timely filed Reply.

If the U.S. Patent Examiner has any questions regarding the above matters, please contact Applicants' representative, Michael K. Mutter, in the Washington metropolitan area at the phone number listed below.

It is submitted that no fees are required for filing this Petition, since the error occurred because of a mistake on the part of the USPTO.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

Michael K. Mutter, #29,680

MKM/ndb  
0649-0679P

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Attachments: Copy of Reply  
Copy of postcard receipt